

**FILED**

**MAR 19 2013**

Clerk, U.S. District Court  
District Of Montana  
Helena

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF MONTANA

GREAT FALLS DIVISION

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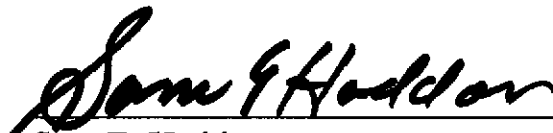
|                           |   |                           |
|---------------------------|---|---------------------------|
| UNITED STATES OF AMERICA, | ) | Cause No. CR 05-39-GF-SEH |
|                           | ) | CV 13-26-GF-SEH           |
| Plaintiff/Respondent,     | ) |                           |
|                           | ) |                           |
| vs.                       | ) | ORDER DISMISSING MOTION   |
|                           | ) | AND DENYING CERTIFICATE   |
| ALFRED FRANCIS CHARETTE,  | ) | OF APPEALABILITY          |
|                           | ) |                           |
| Defendant/Movant.         | ) |                           |

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**ORDERED:**

Charette's "Petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2255" (doc. 147) is DISMISSED for lack of jurisdiction as an uncertified successive motion, a certificate of appealability is DENIED, and the Clerk of Court shall enter, by separate document, a judgment of dismissal in the civil case. See Orders (docs. 135, 137, 140, 145).

DATED this 19<sup>th</sup> day of March, 2013.

  
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Sam E. Haddon  
United States District Judge